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**FAX TRANSMITTAL**

TO: Examiner Ovidio Escalante  
 NUMBER: 703-872-9306  
 FROM: David G. Henry

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**Notes, comments, special instructions:**

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**NO CONFIRMATION NECESSARY**

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**FEB 08 2005**

February 8, 2005

Examiner Ovidio Escalante  
United States Patent & Trademark Office

Re: 10/791,183 - UNOFFICIAL RESPONSE - PROPOSED

Dear Examiner Escalante:

What I would like to do is add the following independent claim, canceling Claims 2 and 3:

4. A method for disseminating and managing business information comprising the steps of: receiving into data management means a message import file from a transmitting entity, said import file having parameters indicative of the intended recipient or recipients of information reflected in said message import file, of data representative of messages or information units to be presented to respective said intended recipient or recipients, of a transmitter-defined hierarchical order in which said messages or information are to be presented to each said intended recipient, and of data representative of recipient-selectable action options to be presented to respective said intended recipients in association respectively with each of said messages or information units;

with said data management means, processing said message import file by parsing and writing data within said message import file to an intended recipient-accessible storage area configured for interactive access via an audible information transceiver interface means, for voice-synthesis-based dissemination to said intended recipients of audibly-cognizable representations of said messages or information according to said transmitter-defined hierarchical order and of respectively associated said action options, and for data processing steps distinctly associated with, and in response to recipient-selected said action options as are communicated to said data management means via actuation by a said recipient of selection means of said audible information transceiver interface means;

upon access of said intended recipient-accessible storage area by an intended recipient via said audible information transceiver interface means, disseminating said audibly-perceptible representations of said messages or information units along with the associated said action options and receiving and accordingly effecting said data processing steps as are associated with the reception of input, via said audible information transceiver interface

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O. Escalante  
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recipient of one of said action options associated respectively with each said message or information unit.

You will note that this method claim incorporates the distinguishing elements of the system-based Claim 1, including: (1) the inclusion within each data file of parameters relating to intended recipients, data to be presented, associated options to be presented, and system responses to selected options; and (2) that the transmitting entity-defined hierarchy of presentation to recipients is defined within each data file itself, not (as in Zirngibl) by separate configuration of the data processing system itself to act upon certain data structures in certain ways (hierarchical, or otherwise).

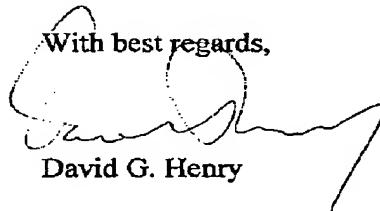
I have carefully reviewed Zirngibl, and believe that it nowhere teaches the definition of the hierarchical presentation of the data to recipients as being a function of specific hierarchical parameters of each data file itself. In Col 5, line 9, et seq, the referenced dynamic call structure is said to arise from the data content, with no reference to a hierarchical parameter of each data file itself, and personalization is said to be established at the time of a user's subscription (not on-the-fly, based on each transmitting entity-transmitted data file).

The same observations apply to the cited portion of Zirngibl appearing at Col. 12, lines 35, et seq. Again, the cited structuring of the call is based on the content of data (information being reported to correspond to columns in a report, for example). The present system, by contrast, will have (by analogy to the columned report example) a data file parameter which will define, separately from the content of the data (or report) itself, in what order each portion of the data and associated action options will be presented (7<sup>th</sup> column first , 3<sup>rd</sup> column second, and so on).

Perhaps we are already in agreement on the above (evidenced by the allowance of Claim 1), but I could not say so with certainty based on the citations as to Claims 2 and 3. So, out of an abundance of caution, and in the interest of efficiency, I thought it best to include the above comments and observations.

Since the above is the only substantive issue of which I am aware, I will, based on the result of our interview, submit a formal response addressing the non-substantive issues, such as drawings corrections, new oath, etc.

I look forward to our meeting, and thank you in advance for your time..

With best regards,  
  
David G. Henry